

The David J. Joseph Company

RECORDATION NO. 22516-17 FILED

DEC 2 9 '05

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SURFACE TRANSPORTATION BOARD



December 28, 2005

Mr. Vernon Williams Recordations Unit Surface Transportation Board 1925 K Street, N.W., Suite 715 Washington, DC 20423-0006

Dear Mr. Williams:

Please find enclosed, two (2) originals of the Release of Lien of Railroad Equipment Lease dated December 28, 2005 between the following two parties:

Lessor:

The David J. Joseph Company (f/k/a DJJ Transportation Services, Inc.)

300 Pike Street

Cincinnati, OH 45202

Lessee:

Georgia Southwestern Railroad, Inc.

4040 Broadway, Suite 200 San Antonio, TX 78209

This filing is to appear in index as follows: Release of Lien of Railroad Equipment Lease dated December 28, 2005 related to fourteen (14) railcars bearing reporting marks DJTX 60800 – DJTX 60813, inclusive.

Please file this agreement as a secondary document under Recordation Number 22516-A as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 22516. The filing fee in the amount of \$33.00 is included in the enclosed check. Please return a stamped original to my attention.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6082.

Sincerely,

The David J. Joseph Company

Barbara A. Brzezicki Contract Manager

Enclosures

RECORDATION NO. 22516- Hallen

RELEASE OF LIEN OF **RAILROAD EQUIPMENT LEASE**

DEC 2 9 '05

SURFACE TRANSPORTATION BOARD

This Release of Lien of Railroad Equipment Lease (the "Release") releases the lien created by that certain Railroad Equipment Lease dated as of September 10, 1999 (the "Lease"), bearing Recordation No. 22516 between The David J. Joseph Company (f/k/a DJJ Transportation Services, Inc.), as Lessor ("Lessor") and Georgia Southwestern Railroad, Inc., as Lessee ("Lessee"), with respect to fourteen (14) railcars bearing reporting marks DJTX 60800 - DJTX 60813, inclusive (hereinafter, the "Equipment").

WHEREAS, Lessor and Lessee executed the Lease relating to the Equipment. Such Lease has expired; and

NOW, THEREFORE, in consideration of the premises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lessor submits the following:

- 1. Lessee has returned the Equipment to Lessor.
- 2. All interest of the Lessor, its successors and assigns, in the Equipment arising pursuant to the Lease has been terminated.
 - 3. The Lessor hereby releases any lien(s) created by or arising out of the Lease.
- 4. This Release shall be recorded with the Surface Transportation Board so as to record the release of the lien(s) against the Equipment constituted by the Lease.

In witness whereof, the Lessor has caused this Release to be duly executed by its authorized officer as of the 28th day of December, 2005.

WITNESS:

THE DAVID J. JOSEPH COMPANY

Name: Everett N. Martin

Title: Assistant Secretary

STATE OF OHIO)	
)	SS:
COUNTY OF HAMILTON)	

The foregoing instrument was acknowledged before me this 28th of December, 2005 by Everett N. Martin, the Assistant Secretary of The David J. Joseph Company, a

Delaware corporation.

My Commission expires:

February 20, 2002

Notary Public

BARBARA A. BRZEZICKI Notary Public, State of Ohio My Commission Expires February 20, 2006